

JOURNAL OF THE HOUSE.

Tuesday, June 8, 2004.

Met according to adjournment, at eleven o'clock A.M., with Mrs. Walrath of Stow in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

Prayer was offered by the Reverend Robert F. Quinn, C.S.P., Chaplain of the House, as follows:

Gracious God, the Ultimate Source of Goodness and Truth, we take a moment to think about You and to reflect briefly on the relevance of spiritual values in our daily living. We recognize Your presence here and now and we count on Your assistance in our efforts to serve You and the people. We pray for the virtue of patience which enables us to stop, listen and think in our discussions and dialogues. We also pray for the intellectual and creative skills to draft legislation which meets the needs of people and society in this era of worldwide change. Inspire us to remain faithful to our personal goals, priorities and religious beliefs and commitments.

Grant Your blessings to the Speaker, the members and employees of this House and their families. Amen.

At the request of the Chair (Mrs. Walrath), the members, guests and employees joined with her in reciting the pledge of allegiance to the flag.

Resolutions.

The following resolutions (filed with the Clerk) were referred, under Rule 85, to the committee on Rules:

Resolutions (filed by Mr. DeLeo of Winthrop) honoring George V. Colella;

Resolutions (filed by Representative DeLeo of Winthrop and Reinstein of Revere) on the occasion of the dedication of the Arthur T. Cummings Elementary School;

Resolutions (filed by Messrs. Larkin of Pittsfield and Pignatelli of Lenox) on the occasion of the dedication of the Berkshire County Jimmy Fund John "Jack" Brennan Memorial Golf Tournament;

Resolutions (filed by Mr. Leary of Worcester) honoring Charles A. Stevens;

Resolutions (filed by Mr. O'Brien of Kingston) congratulating Andrew T. Rollo on receiving the Eagle Award of the Boy Scouts of America;

Resolutions (filed by Messrs. O'Brien of Kingston and deMacedo of Plymouth) congratulating Andrew R. Brophy on receiving the Eagle Award of the Boy Scouts of America;

Resolutions (filed by Messrs. O'Brien of Kingston and deMacedo of Plymouth) congratulating Kristopher J. Greer on receiving the Eagle Award of the Boy Scouts of America;

Resolutions (filed by Mr. O'Brien of Kingston) congratulating William Price on receiving the Eagle Award of the Boy Scouts of America;

Philip Knowles.

Dorchester Historical Society.

Resolutions (filed by Mr. Speliotis of Danvers) honoring Philip Knowles; and

Resolutions (filed by Mr. Walsh of Boston) congratulating the Dorchester Historical Society on the occasion of its one hundredth anniversary;

Mrs. Harkins of Needham, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of the rules, in each instance, on motion of Ms. Jehlen of Somerville, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Order.

The following order (filed by Mr. Hall of Westford) was referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently:

Ordered, That, the General Court be authorized to accept the report of the committee on State Administration (under Section 136 of Chapter 46 of the Acts of 2003) authorized to make an investigation and study of Chapter 30B of the General Laws relative to the procurement and disposal practices of governmental bodies in the Commonwealth, said report being due on October 1, 2003.

Mr. Scaccia of Boston, for the committees on Rules, then reported that the order ought to be adopted. Under suspension of the rules, on motion of Mr. Kaufman of Lexington, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

Papers from the Senate.

A Bill authorizing the towns of Dennis and Brewster to grant conservation restrictions to the department of conservation and recreation (Senate, No. 2196) (on a petition) [Local Approval Received], passed to be engrossed by the Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means.

A Bill authorizing the town of Rockland to grant additional licenses for the sale of all alcoholic beverages to be drunk on the premises (Senate, No. 2072) (on Senate, No. 2049) [Local Approval Received], passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Petitions were referred, in concurrence, as follows:

Petition (accompanied by bill, Senate, No. 2373) of Pamela P. Resor, Paul J.P. Loscocco, Karyn E. Polito and George N. Peterson, Jr. (by vote of the town) for legislation relative to the safe placement of newborns and infants in the town of Westborough; and

Petition (accompanied by bill, Senate, No. 2376) of Pamela P. Resor and Stephen P. LeDuc (with approval of the mayor and city council) for legislation relative to the safe placement of newborns and infants in the city of Marlborough;

Severally to the committee on Human Services and Elderly Affairs.

State Administration committee, extension of time for reporting.

Dennis and Brewster conservation.

Rockland, liquor licenses.

Westborough, newborns and infants.

Marlborough, newborns and infants.

Petition (accompanied by bill, Senate, No. 2374) of Richard R. Tisei, Thomas M. McGee and Michael E. Festa (with approval of the mayor and city council) for legislation relative to amending the city charter of Melrose. To the committee on Local Affairs and Regional Government.

Petition (accompanied by bill, Senate, No. 2375) of Richard R. Tisei, Mark V. Falzone and Michael E. Festa (by vote of the town) for legislation relative to the appointment of retired police officers in the town of Wakefield. To the committee on Public Service.

Melrose, mayoral appointments.

Wakefield, retired police.

Reports of Committees.

By Mr. Scaccia of Boston, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Petition (accompanied by bill) of William M. Straus, Mark C. Montigny, Marc R. Pacheco and Joan M. Menard relative to establishing the Mattapoisett River Valley water district. To the committee on Local Affairs and Regional Government.

Petition (accompanied by bill) of Shirley Gomes and other members of the General Court relative to mandatory boating safety education; and

Petition (accompanied by bill) of Ellen Story, Stephen Kulik, John W. Scibak, Peter V. Kocot, Christopher J. Donelan and Stanley C. Rosenberg for legislation to authorize the University of Massachusetts at Amherst to enter into mutual aid agreements with municipal police departments;

Severally to the committee on Public Safety.

Under suspension of the rules, on motion of Mr. Rushing of Boston, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

Mattapoisett River Valley Water District.

Boating safety education.

UMass, mutual aid.

By Mr. Hall of Westford, for the committee on State Administration, on Senate, Nos. 1622, 1623, 1646, 1648, 1656, 1670, 1673, 1674, 1703, 1704 and 1707 and House, Nos. 448, 1206, 1768, 2159, 3442, 3443, 3702, 3703 and 3803, an Order relative to authorizing the committee on State Administration to make an investigation and study of certain Senate and House documents concerning the administration of the Commonwealth (House, No. 4804).

By the same member, for the same committee, on Senate, Nos. 1633, 1635 and 1663 and House, Nos. 49, 54, 1018, 1200 and 3699, an Order relative to authorizing the committee on State Administration to make an investigation and study of certain Senate and House documents concerning the uniform procurement law (House, No. 4805).

By the same member, for the same committee, on Senate, Nos. 1642, 1644, 1647, 1669 and 1695 and House, Nos. 615, 1202, 1384, 1770, 3440 and 3698, an Order relative to authorizing the committee on State Administration to make an investigation and study of certain Senate and House documents concerning the state seal and emblems in the Commonwealth (House, No. 4806).

Severally referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Administration, study.

Uniform procurement, study.

State emblem, study.

Subsequently Mr. Scaccia of Boston, for said committees, reported, in each instance, asking to be discharged from further consideration of the orders; and recommending that the same severally be referred to the House committee on Rules.

Under Rule 42, the reports severally were considered forthwith; and they were accepted.

Insurance laws.

By Mr. Mariano of Quincy, for the committee on Insurance, that the recommitted Bill making certain corrective changes in the General Laws (House, No. 24, changed) ought to pass with an amendment. Referred, under Rule 33, to the committee on Ways and Means, with the amendment pending.

Student records.

By Ms. St. Fleur of Boston, for the committee on Education, Arts and Humanities, on Senate, No. 314, a Bill relative to student records (House, No. 4807).

Unenrolled voters, primary procedures.

By Mr. Straus of Mattapoisett, for the committee on Election Laws, on a petition, a Bill establishing uniform primary procedures for unenrolled voters (House, No. 2229) [Representative Reinstein of Revere dissenting].

Group marketing plans.

By Mr. Mariano of Quincy, for the committee on Insurance, on House, No. 1697, a Bill relative to group marketing plans (House, No. 4808).

Lowell, easement.

By Mrs. Owens-Hicks of Boston, for the committee on Local Affairs and Regional Government, on a petition, a Bill relative to authorizing the city of Lowell to grant permanent easement of park land (approximately 1426 square feet) to abutters (House, No. 4392) [Local Approval Received].

Hamilton, convey land.

By the same member, for the same committee, on a petition, a Bill authorizing the town of Hamilton to convey certain land (House, No. 4449) [Local Approval Received].

Official colors.

By Mr. Hall of Westford, for the committee on State Administration, on a petition, a Bill designating the official colors of the Commonwealth (House, No. 2694).

Tea, state beverage.

By the same member, for the same committee, on a petition, a Bill designating tea as the official hot beverage of the Commonwealth (House, No. 4192).

Springfield, Peter Pan Bus Lines.

By Mr. Casey of Winchester, for the committee on Taxation, on a recommitted petition, a Bill authorizing the city of Springfield to abate certain taxes (House, No. 3716) [Local Approval Received].

Leominster, abatements.

By the same member, for the same committee, on a recommitted petition, a Bill authorizing the town of Leominster to grant a certain abatement (House, No. 4499) [Local Approval Received].

Peabody, tax abatements.

By the same member, for the same committee, on a recommitted petition, a Bill providing for abatement of taxes caused by a fire in the city of Peabody on December 18, 2003 (House, No. 4611) [Local Approval Received].

Severally read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

By Mr. Kujawski of Webster, for the committee on Steering, Policy and Scheduling, that the following matters be scheduled for consideration by the House:

The Senate Bill establishing the Ipswich affordable housing trust fund (Senate, No. 1987, amended) [Local Approval Received]; and House bills

Ipswich, housing trust fund.

Providing a minimum pension for certain retired municipal employees (House, No. 243, changed);

Municipal pensions.

Relative to the civil commitment process for persons with mental illness (House, No. 3170); and

Mentally ill.

To ensure quality appointments (House, No. 4633);

Commissions, appointments.

Severally placed in the Orders of the Day for the next sitting for a second reading.

Engrossed Bills.

The engrossed Bill validating the actions taken at the special town election held by the town of New Salem (see House bill printed in House, No. 4515) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was passed to be enacted (more than two-thirds of the members having agreed to pass the same); and it was signed by the acting Speaker and sent to the Senate.

Bill enacted.

Engrossed bills

Relative to certain retirements in the city of Holyoke (see House, No. 4391);

Bills enacted.

Relative to the establishment of the position of director of finance in the city of Revere (see House, No. 4508); and

Relative to the Department of Inspectional Services in the city of Lynn (see House, No. 4509);

(Which severally originated in the House);

Severally having been certified by the Clerk to be rightly and truly prepared for final passage, were passed to be enacted; and they were signed by the acting Speaker and sent to the Senate.

Orders of the Day.

House bills

Authorizing the town of Bellingham to establish certain revolving funds (House, No. 4015); and

Third reading bills.

Authorizing the certification and eligibility as firefighters in the city of Taunton (House, No. 4186);

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

Order.

On motion of Mr. Finneran of Boston,—

Ordered, That when the House adjourns today, it adjourn to meet tomorrow at half past twelve o'clock noon.

Next sitting.

Accordingly, without further consideration of the remaining matters in the Orders of the Day, at seventeen minutes after eleven o'clock A.M., on motion of Ms. Jehlen of Somerville (Mrs. Walrath of Stow being in the Chair) the House adjourned, to meet tomorrow at half past twelve o'clock noon.